

Message Text

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64

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PASS LABOR FOR SEGALL AND PERSONS

EO 11652: N/A

TAGS: ILO

SUBJ: ILO CONFERENCE: RESOLUTION ON STRENGTHENING THE PROTECTION
OF HUMAN AND TRADE UNION RIGHTS

FOLLOWING IS TITLE AND TEXT OF RESOLUTION ON STRENGTHENING
THE PROTECTION OF HUMAN AND TRADE UNION RIGHTS.

BEGIN TEXT:

RESOLUTION CONCERNING THE STRENGTHENING OF THE
PROTECTION OF HUMAN RIGHTS AND TRADE UNION
FREEDOMS IN THE UNDERTAKING THE ECONOMY AND
SOCIETY, SUBMITTED BY MR. TIMMER, WORKERS'
DELEGATE, HUNGARY

THE GENERAL CONFERENCE OF THE INTERNATIONAL LABOUR
ORGANISATION,
CONSIDERING THAT FULL EXERCISE OF FREEDOM OF ASSO-
CIATION IS ONE OF THE OBJECTIVES OF THE INTERNATIONAL
LABOUR ORGANISATION AND CONSTITUTES AN ESSENTIAL
ELEMENT OF HUMAN RIGHTS,

NOTING WITH CONCERN THAT MANY MEMBER STATES HAVE
NOT YET RATIFIED THE FREEDOM OF ASSOCIATION AND PRO-
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TECTION OF THE RIGHT TO ORGANISE CONVENTION, 1948

(NO. 87), THE RIGHT TO ORGANISE AND COLLECTIVE BAR-GAINING CONVENTION, 1949 (NO.98) AND THE WORKERS' REPRESENTATIVES CONVENTION, 1971 (NO.135), WHICH LAY DOWN THE MINIMUM STANDARDS OF FREEDOM OF ASSOCIATION,

DEEPLY REGRETTING THAT NO EFFECT HAS BEEN GIVEN TO THE RESOLUTION CONCERNING TRADE UNION RIGHTS AND THEIR RELATION TO CIVIL LIBERTIES, ADOPTED BY THE CONFERENCE AT ITS 54TH SESSION IN 1970, WHICH REQUESTED THE PREPARATION OF REPORTS ON LAW AND PRACTICE WITH A VIEW TO CONSIDERING FURTHER ACTION TO ENSURE FULL AND UNIVERSAL RESPECT FOR TRADE UNION RIGHTS IN THEIR BROADEST SENSE,

NOTING THAT ONE OF THE CHARACTERISTICS OF RECENT YEARS HAS BEEN THE DEVELOPMENT OF REGIONAL INTERGOVERNMENTAL ECONOMIC BODIES ON WHICH WORKERS OFTEN ARE NOT REPRESENTED,

CONSIDERING THAT SUCH BODIES DEFINE AND ARE OFTEN AT THE ORIGIN OF SOCIAL AND ECONOMIC POLICIES ESTABLISHED ON FREEDOM OF ASSOCIATION THAN THOSE LAID DOWN IN THE INTERNATIONAL INSTRUMENTS ADOPTED BY THE INTERNATIONAL LABOUR ORGANISATION,

CONSIDERING FURTHERMORE THE INCREASING DEVELOPMENT IN EUROPE OF THE ACTIVITY OF TRANSNATIONAL CORPORATIONS, WHICH IS FREQUENTLY ACCCOMPANIED BY INADMISSIBLE LIMITATIONS IN THE FIELD OF INDUSTRIAL RELATIONS BASED ON THE LIMITATION OF TRADE UNION RIGHTS,

NOTING WITH CONCERN THE ABUSE OF SCIENTIFIC PROGRESS OFTEN PERPETRATED IN SOME COUNTRIES BY THE EMPLOYERS AND THE PUBLIC AUTHORITIES, PARTICULARLY IN REGARD TO DATA PROCESSING AND THE STORAGE OF INFORMATION, SO AS TO LIMIT THE WORKERS' BASIC FREEDOMS AND TRADE UNION RIGHTS,

NOTING THAT THIS TENDENCY HAS SERIOUS CONSEQUENCES FOR THE WORKERS FROM THE POINT OF VIEW OF EMPLOYMENT, CONDITIONS OF WORK, DEMOCRATIC FREEDOMS AND TRADE UNION RIGHTS,

CONSIDERING THAT THE PROCESS OF INDUSTRIAL CONCENTRATION IS FREQUENTLY ACCOMPANIED BY THE APPLICATION OF AUTOCRATIC METHODS OF MANAGEMENT AND THAT THE WORKERS AND THEIR REPRESENTATIVES ARE KEPT AWAY FROM THE UNCLASSIFIED

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DECISION-MAKING CENTRES IN THE UNDERTAKING, THUS WORSENING THE TURN TOWARDS AUTHORITARIANISM TAKEN BY INDUSTRIAL RELATIONS,

GREATLY CONCERNED BY THE VERY SERIOUS SITUATION IMPOSED IN MANY COUNTRIES ON RURAL WORKERS, WHO ARE OFTEN DENIED THE MOST ELEMENTARY TRADE UNION FREEDOMS AND IN PARTICULAR THE RIGHT TO ORGANISE, TO FORM TRADE UNIONS AND TO ELECT THEIR LEADERS AT ALL LEVELS,

EMPHASISING ONCE AGAIN THE LEADING ROLE THAT THE INTERNATIONAL LABOUR ORGANISATION HAS PLAYED AND MUST CONTINUE TO PLAY IN DEFENDING, WIDENING AND SAFEGUARDING TRADE UNION FREEDOMS IN THE WORLD;

1. REAFFIRMS THE UNIVERSAL VALIDITY OF THE PRINCIPLES OF FREEDOM OF ASSOCIATION LAID DOWN IN THE INTERNATIONAL LABOUR CONVENTIONS CONCERNING FREEDOM OF ASSOCIATION.

2. STRONGLY URGES MEMBER STATES TO RATIFY AND APPLY THE FREEDOM OF ASSOCIATION AND PROTECTION OF THE RIGHT TO ORGANISE CONVENTION, 1948 (NO 87), THE RIGHT TO ORGANISE AND COLLECTIVE BARGAINING CONVENTION, 1949 (NO. 98), AND THE WORKERS' REPRESENTATIVES CONVENTION, 1971 (NO 135), AND, PENDING RATIFICATION, TO GUARANTEE STRICT OBSERVANCE OF THE PRINCIPLES SET FORTH IN THESE CONVENTIONS.

3. APPEALS TO MEMBER STATES TO RESPECT THE PRINCIPLES EMBODIED IN THESE CONVENTIONS WHEN ADOPTING THEIR NATIONAL LAWS AND REGULATIONS AND WHEN PARTICIPATING AS MEMBERS IN REGIONAL ECONOMIC GROUPS.

4. URGES MEMBER STATES TO GUARANTEE-

(A) THAT NO REGIONAL INTERNATIONAL AGREEMENT OR AGREEMENT BETWEEN TRANSNATIONAL CORPORATIONS MAY BE USED AS A PRETEXT FOR IMPOSING ON TRADE UNIONS LABOUR STANDARDS AND CONDITIONS FOR THE EXERCISE OF TRADE UNION FREEDOMS THAT ARE INFERIOR TO THOSE DEFINED BY THE INTERNATIONAL LABOUR ORGANISATION;

(B) THAT FAVOURABLE CONDITIONS OBTAINED AT THE NATIONAL LEVEL BY TRADE UNION ORGANISATIONS ARE NOT MADE LESS FAVOURABLE OR IMPAIRED BY VIRTUE OF ANY LESS ADVANTAGEOUS PROVISIONS THAT MAY BE CONTAINED IN INTERNATIONAL AGREEMENTS REACHED AT THE LEVEL OF REGIONAL ECONOMIC ORGANISATIONS OR BETWEEN TRANSNATIONAL CORPORATIONS;

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(C) IN NATIONAL CONSTITUTIONS, THE CONDITIONS FOR DEMOCRATIC PARTICIPATION BY WORKERS IN DECISION MAKING WITHIN THE UNDERTAKING, BY PROVIDING FOR THE DEMOCRATISATION OF THE MANAGEMENT OF THE UNDERTAKING THROUGH THE EXTENSION OF THE RIGHTS, FUNCTIONS AND ROLE OF TRADE UNIONS.

5. INVITES THE GOVERNING BODY OF THE INTERNATIONAL LABOUR OFFICE TO INSTRUCT THE DIRECTOR-GENERAL-

(A) TO PREPARE REPORTS ON LAW AND PRACTICE, INCLUDING OBSTACLES TO THE APPLICATION BY MEMBER STATES OF THE INTERNATIONAL LABOUR CONVENTIONS ON FREEDOM OF ASSOCIATION;

(B) TO DRAW UP AND IMPLEMENT A COHERENT PROGRAMME DESIGNED TO PROMOTE THE PROTECTION, STRENGTHENING AND EXPANSION OF TRADE UNION RIGHTS AND THE RIGHT

TO COLLECTIVE BARGAINING IN THE UNDERTAKING, THE ECONOMY AND SOCIETY, IN PARTICULAR BY PREPARING REPORTS WITH A VIEW TO THE ADOPTION OF NEW INTERNATIONAL STANDARDS CONCERNING THE PROTECTION OF HUMAN RIGHTS AND TRADE UNION FREEDOMS, IN ACCORDANCE WITH THE RESOLUTION CONCERNING TRADE UNION RIGHTS AND THEIR RELATION TO CIVIL LIBERTIES, ADOPTED BY THE INTERNATIONAL LABOUR CONFERENCE AT ITS 54TH (1970) SESSION;

(C) TO PREPARE A REPORT WITH A VIEW TO THE ADOPTION OF AN INTERNATIONAL INSTRUMENT CONCERNING THE CONSEQUENCES FOR HUMAN RIGHTS AND TRADE UNION FREEDOMS OF THE IMPROPER USE OF THE PROGRESS ACHIEVED BY SCIENCE AND TECHNOLOGY IN THE FIELD OF DATE PROCESSING, INCLUDING THE FOLLOWING POINTS, AMONG OTHERS:

(I) GUARANTEE OF ACCESS FOR WORKERS TO DATE COLLECTED CONCERNING THEM AND TO INFORMATION ON THE INTENDED PURPOSE AND THE COMMUNICATIONS MADE THEREOF;

(II) OBTAINING THE PRIOR CONSENT OF THE WORKERS TO ANY STORAGE OF INFORMATION.

END TEXT

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